

REMARKS

This Application has been carefully reviewed in light of the Office Action mailed June 7, 2006. At the time of the Office Action, Claims 1-8 were pending in this Application. Claims 1-8 were rejected. Claims 1, 3, 6, and 7 have been amended to further define various features of Applicant's invention. Claims 9-13 have been added. Applicants respectfully request reconsideration and favorable action in this case.

Claim Objections

Claims 1 and 7 were objected to due to informalities. Applicants amend Claims 1 and 7 to overcome these objections.

Drawing Objections

Applicants submit the above amendment to the specification to overcome the drawing objections. Now, the specification refers to numeral 13 shown in Figure 1.

Rejections under 35 U.S.C. § 102

Claims 1-4, 6 and 7 were rejected by the Examiner under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 5,790,946 issued to Rotzoll ("Rotzoll"). Applicants respectfully traverse and submit the cited art does not teach all of the elements of the claimed embodiment of the invention.

"A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." *Verdegaal Bros. v. Union Oil Co. of California*, 814 F.2d 628, 631, 2 U.S.P.Q.2d 1051, 1053 (Fed. Cir. 1987). Furthermore, "the identical invention must be shown in as complete detail as is contained in the ... claim." *Richardson v. Suzuki Motor Co. Ltd.*, 868 F.2d 1226, 1236, 9 U.S.P.Q.2d 1913, 1920 (Fed. Cir. 1989). Applicants respectfully submit that the cited art as anticipated by the Examiner cannot anticipate the rejected Claims, because the cited art does not show all the elements of the present Claims.

Applicants amended the current independent claims 1 and 6 to further include that the receiver depending on the configuration in which the receiver is, either a first or a second

device is activated by a wake-up signal. This feature is disclosed in the English specification, for example, in paragraphs [0023] to [0029].

Rotzoll discloses a different system intended for RFID objects. The mere purpose of the Rotzoll device is to switch into and out of a sleep mode to save energy. See Rotzoll, col. 1, lines 36-43. To this end, Rotzoll proposes to use a different frequencies to indicate which mode should be switched into. Once a first frequency has been detected, the processor can switch the data rate detection to a second frequency. See Rotzoll, col. 4, line 65 to col. 5, line 15. Thus, a more secure detection of a wake-up signal can be provided. in an alternative embodiment, Rotzoll proposes to use the first frequency to activate the sleep mode and a second frequency to de-activate the sleep mode. See Rotzoll, col. 5, lines 15-21.

However, Rotzoll is silent with respect to the now claimed limitation of activating different devices depending on the configuration of the receiver. A new Claim 10 has been added which addresses the whole system in a motor vehicle. Therefore, Applicants believe that all independent claims are now allowable in view of the prior art. Applicants respectfully submit that the dependent Claims are allowable at least to the extent of the independent Claim to which they refer, respectively. Thus, Applicants respectfully request reconsideration and allowance of the dependent Claims. Applicants reserve the right to make further arguments regarding the Examiner's rejections under 35 U.S.C. §102 or §103 if necessary, and do not concede that the Examiner's proposed combinations are proper.

CONCLUSION

Applicants have made an earnest effort to place this case in condition for allowance in light of the amendments and remarks set forth above. Applicants respectfully request reconsideration of the pending claims.

Applicants believe there are no fees due at this time, however, the Commissioner is hereby authorized to charge any fees necessary or credit any overpayment to Deposit Account No. 50-2148 of Baker Botts L.L.P.

If there are any matters concerning this Application that may be cleared up in a telephone conversation, please contact Andreas Grubert at 512.322.2545.

Respectfully submitted,
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